

641—78.5(137) Withdrawal from district health departments.

78.5(1) The board of supervisors of any county, or the city council of any city over 25,000 population, desiring to withdraw from a district health department, shall submit an application to the district board of health of that district.

78.5(2) If withdrawal of said county or city is approved by a majority of the members of the district board, the following information shall be submitted to the state board of health:

a. A resolution passed by the board of supervisors of the applicant county, or the city council of the applicant city, stating its desire to withdraw from the district and stating also its intent to:

- (1) Apply for addition to another district, or
- (2) Appoint a county or city board of health.

b. Adequate assurances, as described in 78.3(2) that minimum service standards will continue to be met in the district following withdrawal of the applicant county or city.

c. Assurance that minimum standards specified in 78.1(1), 78.1(2) and 78.1(3) will continue to be met in the district following withdrawal of the applicant county or city.

d. A revised plan for appointment of the district board of health, which shall conform with all requirements of 78.3(3).

e. A resolution passed by the district board approving withdrawal of the applicant city or county, and approving the revised plan for appointment of the district board of health.

78.5(3) If withdrawal of the applicant county or city from the district is approved by the state board of health, an effective date shall be set for the action, and notification sent to:

- a.* The district board of health.
- b.* The board of supervisors of the applicant county.
- c.* The council of the applicant city.
- d.* The council of each city within the applicant county.

78.5(4) Any new district board of health members required by the revised plan shall be appointed prior to the effective date by the appropriate authorities, and shall take office on the effective date.